Sr. No.102
Before Notice list

HIGH COURT OF JAMMU AND KASHMIR AT JAMMU

CM No.5578/2021
In SWP No.2391/2000

Varsha Chaudhary …. Petitioner/Appellant(s)

Through:- Mr. Anil Mahajan, Adv.

V/s

Union of India & ors. …..Respondent(s)

Through:- Mr. Vishal Sharma, ASGI.

CORAM : HON'BLE MRS. JUSTICE SINDHU SHARMA, JUDGE

ORDER

The applicant seeks release of the amount deposited in the Registry of this Court pursuant to order dated 26.05.2004 in SWP No.2391/2000.

The applicant had filed a writ petition No.SWP No.2391/2000 titled Varsha Choudhary Vs. Union of India and ors. seeking a direction to the respondents to pay and release the retiral benefits and pension after the death of her mother Smt. Ratno Devi who was working as LDC in MES. Vide order of this Court dated 07.03.2002, the respondents were directed to keep the retiral benefits of the decease Ratno Devi in the form of FDR for a period of five years and this petition was finally disposed of on 26.05.2004 by making the order dated 07.03.2002 absolute with a direction to renew the fixed deposit till the minor attains the majority.

The applicant submits that she has become major and her date of birth is 24.02.1999 and seeks release of the amount of retiral benefits, pension and arrears of pay and allowances in terms of order dated 26.05.2004 as she required the same for education and other expenses.

The Report of the Registry reveals that the respondents had deposited three cheques bearing No.001805 dated 02.09.2003 amounting to Rs.1,18,285/-, 00186 dated 07.10.2003 amounting to Rs.1750/- and 001828 dated 01.11.2003 amounting to Rs.1750/-. This amount along with interest accrued on it be released to the applicant after proper verification.

Learned counsel for the applicant submits that the respondents have not deposited the entire amount due to the applicant after the death of her mother which includes arrears of pension and other retiral benefits.

In view of the aforesaid, the respondents are directed to submit a detail of the pension amount due to the applicant and the amount deposited till date.

List on 17.08.2021.

Applicant's counsel undertakes to provide a copy of the PPO to Mr. Vishal Sharma, learned ASGI, who shall give details of the pension benefits due to the applicant by the next date of hearing.

(Sindhu Sharma)
Judge

JAMMU
23.07.2021
Eva

HIGH COURT
JAMMU & KASHMIR

EVA GUPTA
2021.08.10 14:29
I attest to the accuracy and
integrity of this document